

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

STEVEN WEISS,

Plaintiff,

v.

DIVERSIFIED HEALTHCARE TRUST,
LISA HARRIS JONES, JEFFREY P.
SOMERS, DANIEL F. LEPAGE, JOHN L.
HARRINGTON, DAVID PIERCE, ADAM D.
PORTNOY, and JENNIFER F. FRANCIS,

Defendants.

Case No. 1:23-cv-06236-ALC

**NOTICE OF VOLUNTARY
DISMISSAL**

PLEASE TAKE NOTICE that, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), plaintiff Steven Weiss (“Plaintiff”) voluntarily dismisses the claims in the captioned action (the “Action”). Because this notice of dismissal is being filed with the Court before service by defendants of either an answer or a motion for summary judgment, Plaintiff’s dismissal of the Action is effective upon the filing of this notice.

Dated: September 6, 2023

Respectfully Submitted,

/s/ Richard A. Acocelli

Richard A. Acocelli

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Attorneys for Plaintiff